THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P.NO.14875 OF 2005

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BETWEEN

K.Ramaiah Son of Pedda Subba Reddy

..petitioner

vs.

The Superintendent Engineer(Operations) SPDCL, Kadapa and two others.

..Respondents

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W.P.NO.14875 OF 2005

ORAL ORDER

The writ petition is filed questioning the order dated 10-06-2005 transferring the petitioner, an Assistant Line Man, from Vempalli to V.Gondipalli, Kadapa district. The petitioner states that he joined at Vempally on 21-06-2004 on request after foregoing Transfer Traveling Allowance and joining time to look after his aged

parents. He challenges the transfer on the ground that it is made even before he has put in five (5) years of service in the present post and therefore the transfer is contrary to the guidelines issued by the Chairman concerned vide memo dated 3-04-2005.

In response to the writ petition in the counter-affidavit, it is stated that the petitioner's transfer has been ordered since a large number of Junior Line Man posts are vacant in Distribution and Sub-stations and to meet the consumer servicing the Corporation has issued orders deploying Assistant Line Men to the vacant posts of Junior Line Man in the public interest. As the petitioner's transfer has been ordered on administrative grounds and in the exigency of administration no interference is called for, is the defence.

What is challenged is a mere order of transfer. Administrative guidelines issued for structuring the discretion of the competent authorities while making transfers cannot form the basis for judicial interference with an order of transfer. Transfer is an incident of service and no serious prejudice is caused to the petitioner warranting interference. There are no merits in the writ petition.

Accordingly the writ petition is dismissed. The interim order dated 11-07-2005 stands dissolved. There shall be no order as to costs.

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GODA RAGHURAM,J

31st JANUARY 2006

*TSNR